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Image



2851

Attorney Docket: 225/49845  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: JORG BAUMGART ET AL.  
Serial No.: 09/807,125 Group Art Unit: 2851  
Filed: OCTOBER 10, 2001 Examiner: Andrew T. Sever  
Title: MEASUREMENT OF SMALL, PERIODIC UNDULATIONS IN SURFACES

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.97 and 1.98**

**Mail Stop**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**September 30, 2003**

Sir:

This supplements the Information Disclosure Statement submitted in the above-identified application on April 9, 2001.

In accordance with the duty of disclosure under 37 CFR §1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO-1449 and/or listed herein and which the Examiner may deem relevant to patentability of the claims of the above-identified application.

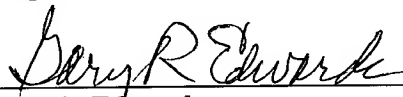
In compliance with the concise explanation requirement under 37 CFR §1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a corresponding foreign Search Report citing such documents, together with an English-language version (if not already included) of that portion of the Search Report indicating the degree of relevance found by the foreign office.

The present Information Disclosure Statement is being filed after either a final Office Action or a Notice of Allowance, but before payment of the Issue Fee, and therefore Applicant hereby authorizes the Commissioner to charge the requisite fee (\$180.00) under 37 C.F.R. §1.17(p) to the deposit account of the undersigned (Deposit Account No. 05-1323) and a Statement Under 37 C.F.R. §1.97(e).

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

If necessary to effect a timely response, this paper should be considered as a petition for an Extension of Time sufficient to effect a timely response, and please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323 (Docket #225/49845).

Respectfully submitted,



Gary R. Edwards  
Registration No. 31,824

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STATEMENT UNDER 37 CFR § 1.97 (e)

Commissioner for Patents  
Washington, D.C. 20231

September 30, 2003

Sir:

I hereby certify that each item of information contained in this information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.

Respectfully submitted,

Gary R. Edwards  
Registration No. 31,824

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FOCUS PTO-1449 U.S. Department of Commerce Patent & Trademark Office	Attorney Docket No. 225/49845	Serial No. 09/807,125
	Applicant: Joerg BAUMGART et al	
	Filed: April 9, 2001	Group

**INFORMATION DISCLOSURE STATEMENT**  
(Use several sheets if necessary)

U.S. PATENT DOCUMENTS							
Examiner Initial		Document Number	Date	Name	Class	Sub-Class	Filing Date (if appropriate)
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						

FOREIGN PATENT DOCUMENTS								
Examiner Initial		Document Number	Date	Name	Class	Sub-Class	TRANSLATION	
							Yes	No
	AK	03-295408	12/26/1991	Japan			Abridgement	
	AL	01-292202	11/24/1989	Japan			Abridgement	
	AM							
	AN							
	AO							
	AP							

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)		
	AQ	
	AR	
	AS	

<b>EXAMINER</b>	<b>DATE CONSIDERED</b>
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.